

OFFICIAL GAZETTE

GOVERNMENT OF GOA, DAMAN AND DIU

GOVERNMENT OF GOA, DAMAN AND DIU

Department of Personnel and Administrative Reforms

Notification

1/9/74-PER(Vol. II)

In exercise of the powers conferred by the proviso to Article 309 of the Constitution, read with the Government of India, Ministry of Home Affairs Notification No. F.1/29/68-GP dated 29th June, 1968 and in supersession of the existing recruitment rules for the posts, the Lieutenant Governor of Goa, Daman and Diu hereby makes the following rules relating to recruitment to the General Central Service, Group 'A' Gazetted post in the Town and Country Planning Department under Government of Goa, Daman and Diu, namely:—

1. Short title, application and commencement.—

(1) These rules may be called the Government of Goa, Daman and Diu, Town and Country Planning Group 'A' Gazetted post Recruitment Rules, 1985.

(2) *Application:* These rules shall apply to the posts specified in Column 1 of the Schedule to these rules (hereinafter called as the "said Schedule").

(3) They shall come into force from the date of publication in the Official Gazette.

2. Number, classification and scales of pay.—

The number of posts, classification of the said posts and the scales of pay attached thereto shall be as specified in columns 2 to 4 of the said Schedule:

Provided that the Government may vary the number of posts in Column 2 of the said Schedule from time to time subject to exigencies of work.

3. Method of recruitment, age limit and other qualifications.—

The method of recruitment to the

said posts, age limit, qualifications and other matters connected therewith shall be as specified in columns 5 to 13 of the said Schedule.

4. *Disqualification.*—No person who has entered into or contracted a marriage with a person having a spouse living or who, having a spouse living, has entered into or contracted a marriage with any person, shall be eligible for appointment to the service:

Provided that the Government may if satisfied that such marriage is permissible under the personal law applicable to such person and the other party to the marriage or that there are other grounds for so doing, exempt any person from the operation of this rule.

5. *Power to relax.*—Where the Government is of the opinion that it is necessary or expedient so to do, it may, by order, for reasons to be recorded in writing and in consultation with the Union Public Service Commission, relax any of the provisions of these rules with respect to any class or category of persons.

6. *Saving.*—Nothing in these rules shall affect reservation of age limit and other concessions required to be provided for Scheduled Castes, Scheduled Tribes and other special categories of persons in accordance with the orders issued by the Central Government from time to time in that regard.

7. These rules are issued with the approval of the Union Public Service Commission granted under their letter No. F.7/29(6)/85-RR dated the 29th July, 1985.

By order and in the name of the Lieutenant Governor of Goa, Daman and Diu.

N. P. Gaunekar, Under Secretary (Personnel).

Panaji, 3rd September, 1985.

SCHEDULE

Name of the post	No. of posts	Classification	Scale of pay	Whether selection post or non-selection post	Age limit for direct recruits	Whether benefit of added years of service admissible under rule 30 of the C.C.S. (Pension) Rules, 1972	Educational and other qualifications required for direct recruits	Whether age & educational qualifications prescribed for the direct recruit will apply in the case of promotees	Period of probation if any	Method of recruitment whether by direct recruitment or by promotion or by deputation/transfer, and percentage of the vacancies to be filled by various methods	In case of recruitment by promotion/deputation/transfer, grades from which promotion/deputation/transfer is to be made	If a D.P.C. exists, what is its composition	Circumstances in which Union Public Service Commission is to be consulted in making recruitment
1	2	3	4	5	6	(6a)	7	8	9	10	11	12	13
Junior Town Planner.	11 (1985) Subject to variation dependent on workload.	General Central Service Group 'A' Gazetted.	Rs. 700-40-900-EB-40-1100-50-1300	Selection	Not exceeding 35 years. (Relaxable for Government servants upto 5 years in accordance with the instructions or orders issued by the Central Government).	No	<p>Essential:</p> <p>i) Degree in Regional/Town Planning from a recognised University/Institution or equivalent.</p> <p>ii) 2 years' experience in a Planning or architectural office.</p> <p>Note 1: Qualifications are relaxable at the discretion of the U.P. S.C. in case of candidates otherwise well qualified.</p> <p>Note 2: The qualification(s) regarding experience is/are relaxable at the discretion of the U.P.S.C. in the case of candidates belonging to Scheduled Castes and Scheduled Tribes if, at any stage of selection, the U.P. S.C. is of the opinion that sufficient number of candidates from these communities possessing the requisite experience are not likely to be available to fill up the vacancies reserved for them.</p> <p>Desirable:</p> <p>i) Associateship of the Institute of Town Planners (India) or equivalent membership of a professional Institution.</p> <p>ii) Experience in the preparation of development plans.</p>	Age: No EQ. Yes	i) 1 year for direct recruits. ii) 2 years for promotee.	25% by promotion failing which by direct recruitment and 75% by direct recruitment.	Promotion: Planning Assistant with 5 years' regular service in the grade.	Group 'A' D. P. C. (for considering promotion). i) Chairman/Member, U. P. S. C. — Chairman. ii) Chief Secretary, Government of Goa, Daman and Diu — Member. iii) Administrative Secretary, Government of Goa, Daman and Diu — Member. iv) Chief Town Planner, Government of Goa, Daman and Diu — Member. 2. Group 'A' D. P. C. (for considering confirmation). i) Chief Secretary, Government of Goa, Daman and Diu — Chairman. ii) Administrative Secretary, Government of Goa, Daman and Diu — Member. iii) Chief Town Planner, Government of Goa, Daman and Diu — Member.	Selection on each occasion shall be made in consultation with the Union Public Service Commission.

Power Supply and Welfare Department

Notification

7-8-85/Prov/PS&WD

Note: The Proceedings of the D. P. C. relating to confirmation shall be sent to the Commission for approval. If, however, these are not approved by the Commission a fresh meeting of the D. P. C. to be presided over by the Chairman or a Member of the U. P. S. C. shall be held.

The following draft of certain rules which the Government proposes to make in exercise of the powers conferred by Article 15 of the Legislative Diploma No. 1984 dated 14-4-1960, is hereby pre-published for the information of all persons likely to be affected thereby and notice is hereby given that the said draft rules will be taken into consideration by the Government after the expiry of thirty days from the date of publication of this Notification in the Official Gazette.

All objections and suggestions to the draft rules may be forwarded to the Under Secretary to the Government of Goa, Daman and Diu, Public Works and Urban Development Department, Secretariat, Panaji before the expiry of thirty days from the date of publication of this Notification in the Official Gazette.

DRAFT RULES

INSTITUTE OF PUBLIC ASSISTANCE

(Provedoria da Assistencia Publica)

Panaji-Goa

Institute of Public Assistance, Goa, Daman and Diu Rules for Regulating the Admission and Discharge of Orphans, Non-Orphans to the Institutions run by Provedoria

In exercise of the powers conferred by Article 15 of the Legislative Diploma No. 1984 dated 14-4-1960, the Administrator of Goa, Daman and Diu is pleased to make the following rules namely:—

1. **Short title and commencement.**— (1) These rules may be called the "Institute of Public Assistance (Provedoria), (Admission and Discharge of Orphans, Non-Orphans to the Institution) Rules, 1985.

(2) They shall come into force with effect from the date of this publication in the Official Gazette.

2. **Object.**—The object of these rules is to regulate admissions, discharge and to provide for the service and care of orphans, destitutes and deserving non-orphans admitted to the Institute of Provedoria.

3. **Applicability.**—These rules will apply to all the orphans, non-orphans, and destitutes admitted to the Institute of Provedoria and also to the present inmates.

4. **Definitions.**—In these rules, unless the context otherwise requires.—

(a) "Director" means the Director of Institute of Public Assistance (Provedoria);

(b) "Institution" means the Institution or Centres maintained by the Provedoria for looking after the Orphans, Non-orphans and destitutes;

(c) "Provedoria" means Institute of Public Assistance (Provedoria), formerly known as

"Providoria da Assistencia Publica", governed by the Legislative Diploma No. 1984 dated 14-4-1960;

(d) "Steward/Stewardess" means the person appointed by the Providoria for the management of the said Institution or Centre.

5. Eligibility for Admission.—The following categories of children are eligible for admission:—

(i) Orphans and abandoned children without parents having no near relation to look after them.

(ii) Children in single parent families such as where the husband has died or children have to be looked after by the mother due to long imprisonment of husband or vice-versa.

(iii) Children whose parents are unable to take care of them due to leprosy or due to other serious diseases.

(iv) A child having both parents but where the family atmosphere is not conducive to the proper development of the child due to divorce or desertion or drunkenness or extreme poverty of the parents.

6. Mode of application.—(1) Application for admission shall be submitted in the prescribed form to the Director. The requisite application forms shall be supplied to the applicant on request, free of charge.

(2) The application shall be supported by following certificates:—

(a) Poverty certificate from the Sarpanch of Village Panchayat or Mamlatdar of the concerned Taluka;

(b) A medical certificate issued by any Government Health Centre, Government Primary Health Centre, Government Hospital or any registered medical practitioner, stating that the child is physically and mentally healthy and does not suffer from contagious disease;

(c) Birth Certificate;

(d) School Leaving Certificate in case of children who were attending school;

(e) Certificate from Village Panchayat or Mamlatdar in the case of children mentioned at clauses (ii), (iii) and (iv) of rule 5 certifying the circumstances of the case.

7. Verification.—(i) The Director shall carry out detailed inquiries through the case workers of Providoria or through the Mamlatdars or B. D. O. of respective Taluka or through the Sarpanch of the Village Panchayat where the applicant resides, regarding financial and social condition of the applicant.

(ii) The application shall be examined by the Director, and if it complies with the requirements of the rules, order the child in the Institution for admission.

(iii) In the case of children other than Orphans, Director may make an order requiring the parent or the guardian of the child to contribute for his maintenance according to the financial position of the parent or guardian.

(iv) In the case of children other than Orphans, Director may make an order requiring the parent or guardian of the child to visit the child at regular intervals and to effect the payment of the boarding charges, before the date fixed by the Director. In case payment is not made for six months, the child shall be discharged from the Institution.

8. Rehabilitation and Discharge.—(1) The Children so admitted will be imparted education as per their aptitude.

(2) In case where the Child does not show adequate interest in studies, he/she shall be asked to have vocational training in any trade depending upon the aptitude of the child, for a period necessary for such training as may be decided by the Director.

(3) On expiry of the above stipulated period, of training or such other further extended period of training, the orphan children will be kept in any of the Institutions of the Providoria, in case of a boy, for a period of six months after he attains his majority and in case of a girl for a period of one year after she attains her majority.

(4) After the completion of the said training and after the attainment of majority, the Providoria shall make efforts to rehabilitate the boys and girls by finding suitable jobs for them as far as may be possible. In case the Providoria employs or engages in any manner any of the boys or girls in any of its institution, the Providoria shall pay them minimum wages as per the rules in force.

(5) However, the Providoria will not be bound to keep and accommodate the orphan boys and girls after they attain the age of majority as mentioned in sub-rule (4) and the Providoria will be free to discharge them from the Institution of Providoria by giving them three months notice before the date of discharge.

Provided that the Providoria may in deserving cases, accommodate the orphan boys and girls even after they have attained their age of majority and after they have secured employment in deserving cases, till they find suitable alternate accommodation elsewhere, but in any case the Providoria will not be bound to accommodate them for a period longer than one year after they have been so rehabilitated.

(6) On securing employment and rehabilitation if any boy or girl is allowed to stay in the accommodation of Providoria in any of its Institution as per sub-rule (6) the boy or girl will be required to pay to the Providoria his/her lodging and boarding at the rate to be fixed from time to time by the Director during his/her stay till in the Institution.

(7) The Providoria will have the right to discharge any boy or girl for their failure to pay the lodging and boarding charges, without any reasonable ground after they have secured their employment and in case they are allowed to stay in the Institution of Providoria.

(8) Any boy or girl once discharged from the Institution of Providoria shall not be admitted to any of the Institution of the Providoria.

9. Health and Medical Facilities.—(1) All the Orphan boys and girls so admitted and accommodated in the Institution of Provedoria shall be looked after and taken care of by the Provedoria in regard to their health and other day to day needs.

(2) The Orphan boys and girls will be provided with all medical care including medicines and hospitalisation treatment free of charge by the Provedoria in case of their illness.

(3) All orphan boys and girls will be provided with normal meals twice a day and tea and breakfast.

(4) The Orphan boys and girls will also be provided with free clothing and study materials like books and note books and the tuition fees if any, will also be paid by the Provedoria as and when necessary.

10. Relaxation.—The Government shall have the powers to relax any of the conditions of these rules in any particular case or class of cases.

By order and in the name of the Administrator of Goa, Daman and Diu.

A. V. Pimenta, Under Secretary (PW&UD).

Panaji, 4th September, 1985.

Revenue Department

Notification

35/1/85-RD

In exercise of the powers conferred by section 74 of the Indian Stamp Act, 1899 (Central Act 2 of 1899), the Lieutenant Governor of Goa, Daman and Diu is pleased to make the following rules so as to amend the Goa, Daman and Diu Stamps Supply and Sale Rules, 1965, namely:—

1. Short title and commencement.—(1) These rules may be called the Goa, Daman and Diu Stamps Supply and Sales (Amendment) Rules, 1985.

(2) They shall come into force at once.

2. Amendment of rule 4.—In the Goa, Daman and Diu Stamps Supply and Sales Rules, 1965, for rule 4, the following rule shall be substituted, namely:—

“4. Adhesive Stamps shall be sold as follows:—

Ten paise, Fifteen paise and Twenty-five paise Revenue Stamps, Insurance, Foreign Bill, Agreement, Broker's Note Share-Transfer Stamps and Notarial Stamps by ex-officio and licensed vendors”.

By order and in the name of the Lieutenant Governor of Goa, Daman and Diu.

P. S. Nadkarni, Under Secretary (Revenue).

Panaji, 28th August, 1985.

Law Department

Legal Affairs Branch

Notification

LD/8/3/85-L.A.B.

The Constitution (Fifty-first Amendment) Act, 1985 which was passed by Parliament and assented to by the President of India on the 29th April, 1985 and published in the Gazette of India, Extraordinary, Part II, Section 1 dated 29-4-1985 is hereby republished for the general information of the public.

B. S. Subbanna, Under Secretary to the Government of Goa, Daman and Diu.

Panaji, 12th June, 1985.

The Constitution (Fifty-first Amendment) Act, 1984

AN

ACT

further to amend the Constitution of India.

Be it enacted by Parliament in the Thirty-fifth Year of the Republic of India as follows:—

1. Short title and commencement.—(1) This Act may be called the Constitution (Fifty-first Amendment) Act, 1984.

(2) It shall come into force on such date as the Central Government may, by notification in the Official Gazette, appoint.

2. Amendment of article 330.—(1) In article 330 of the Constitution, in clause (1), for sub-clause (b), the following sub-clause shall be substituted, namely:—

“(b) the Scheduled Tribes except the Scheduled Tribes in the autonomous districts of Assam; and”.

(2) The amendment made to article 330 of the Constitution by sub-section (1) shall not affect any representation in the House of the People until the dissolution of the House of the People existing at the commencement of this Act.

3. Amendment of article 332.—(1) In article 332 of the Constitution, in clause (1), for the words “except the Scheduled Tribes in the tribal areas of Assam, in Nagaland and in Meghalaya”, the words “except the Scheduled Tribes in the autonomous districts of Assam” shall be substituted.

(2) The amendment made to article 332 of the Constitution by sub-section (1) shall not affect any representation in the Legislative Assembly of the State of Nagaland or the Legislative Assembly of the State of Meghalaya until the dissolution of the Legislative Assembly of the State of Nagaland or the Legislative Assembly of the State of Meghalaya existing at the commencement of this Act.